UNITED NATIONS

A

General Assembly

Distr.
GENERAL

A/50/23 (Part II)
21 August 1995

ORIGINAL: ENGLISH

Fiftieth session
Item 18 of the provisional agenda*

REPORT OF THE SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES**

(covering its work during 1995)

Rapporteur: Mr. Farouk AL-ATTAR (Syrian Arab Republic)

CHAPTERS III AND IV

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* A/50/150.

** This document contains chapters III and IV of the Special Committee's report to the General Assembly. The general introductory chapter will be issued under the symbol A/50/23 (Part I). Other chapters of the report will be issued under the symbol A/50/23 (Parts III to VII). The complete report will be issued subsequently as Official Records of the General Assembly, Fiftieth Session, Supplement No. 23 (A/50/23).

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CHAPTER III

DISSEMINATION OF INFORMATION ON DECOLONIZATION

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1428), the Special Committee decided, inter alia, to maintain its Subcommittee on Small Territories, Petitions, Information and Assistance and allocated to it certain specific items for its consideration. The Committee further decided to consider the questions of the dissemination of information on decolonization, as appropriate, at its plenary and Subcommittee meetings.

2. The Special Committee considered the question at its 1442nd and 1451st meetings, held on 10 and 18 July 1995.

3. In its consideration of the question, the Special Committee took into account the provisions of the relevant General Assembly resolutions including, in particular, resolution 49/90 of 16 December 1994 concerning the dissemination of information on decolonization, and resolution 49/89 of the same date, on the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples.

4. At the 1442nd meeting, the Rapporteur of the Subcommittee on Small Territories, Petitions, Information and Assistance, in a statement to the Special Committee (A/AC.109/PV.1442), introduced the report of the Subcommittee (A/AC.109/L.1829), which related, inter alia, to consultations with the representatives of the Department of Public Information and of the Department of Political Affairs of the Secretariat, and to the Week of Solidarity with the Peoples of All Colonial Territories Fighting for Freedom, Independence and Human Rights (22-26 May 1995).

5. At the 1451st meeting, on 18 July, the Special Committee adopted without a vote the draft resolution contained in the report of the Subcommittee (A/AC.109/L.1829) (see para. 9). At the same meeting, the Committee approved the report as a whole (A/AC.109/L.1829).

6. On 31 July, the text of the resolution (A/AC.109/2036) was transmitted to all States.

B. Decisions of the Special Committee

7. The text of the resolution (A/AC.109/2036) adopted by the Special Committee at its 1451st meeting, on 18 July (see paras. 5 and 9) appears under section C in the form of a recommendation of the Special Committee to the General Assembly.

Week of Solidarity with the Peoples of All Colonial Territories Fighting for Freedom, Independence and Human Rights

8. The report of the Subcommittee on Small Territories, Petitions, Information and Assistance (A/AC.109/L.1829), adopted by the Special Committee at its 1451st meeting, on 18 July 1995 (see para. 5), contained the following statement

made by the Chairman of the Subcommittee on the occasion of the Week of Solidarity:

Statement made by the Chairman of the Subcommittee on Petitions, Information and Assistance on 25 May 1995 on the Week of Solidarity

"Since 1972, in accordance with General Assembly resolution 2911 (XXVII), the Governments and peoples of the world have been observing annually a Week of Solidarity with the Peoples of All Colonial Territories. This celebration is in full accord with the purposes and tenets embodied in the Charter of the United Nations and is in conformity with the principles enshrined in the Declaration on the Granting of Independence to Colonial Countries and Peoples, which is contained in Assembly resolution 1514 (XV).

"Today, when the world celebrates the fiftieth anniversary of our Organization, its success in the field of decolonization is universally recognized. Hundreds of millions gained their freedom and independence in the surge of decolonization following the creation of the United Nations. Their membership in the United Nations as sovereign States strengthened the fundamental basis of the international community.

"We remember the history of the struggles against colonialism and pay tribute to all those who took part in them. We remain mindful of the sacrifices that made it possible for hundreds of millions of people to achieve self-determination and independence.

"However important the success in the field of decolonization, the task is still unfinished in that area and requires further concerted and determined action on the part of all those involved. There are still peoples who have not been able to exercise their right to self-determination. These are mostly peoples of small island Non-Self-Governing Territories located mainly in the Pacific and Caribbean regions. They are confronted, inter alia, by problems of their small size, low population, geographic remoteness, limited natural resources and vulnerability to natural disasters. Their situations require new and innovative solutions geared towards the implementation of the International Decade for the Eradication of Colonialism launched by the General Assembly in 1988.

"Convinced as we are that in the decolonization process there is no alternative to the principle of self-determination, we once again reiterate the legitimacy of all options of self-determination consistent with General Assembly resolutions 1514 (XV) and 1541 (XV) as long as it is ascertained that they are the freely expressed wishes of the peoples concerned. We should continue to exercise flexibility and realism in our endeavours to complete the process of decolonization. The wishes of the peoples of the Non-Self-Governing Territories should not be ignored when examining once again the options of self-determination available to them. The year 1995, which is the year of mid-term review of the Plan of Action for the International Decade for the Eradication of Colonialism, is an appropriate time for this task.

"In that connection, we further appeal for the strengthened and continued support of the administering Powers, whose cooperation with the Special Committee is essential for the progress of the Territories towards self-determination. We count on the support from the specialized agencies,

which should continue to assist the Non-Self-Governing Territories in enhancing their standard of living and promoting their self-sufficiency. We count on regional and international organizations, which should explore new avenues to provide the Non-Self-Governing Territories with legal and political opportunities for participating in programmes that relate to their environment and livelihood. We count on support for our efforts from all Member States and non-governmental organizations.

"We hope and believe that our combined, unrelenting efforts will ensure the fulfilment of the promise for freedom, lasting peace, sustained growth and sustainable development for all the peoples of our planet in accordance with the purposes and principles of the United Nations."

C. Recommendation of the Special Committee

9. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft resolution:

The General Assembly,

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the dissemination of information on decolonization and publicity for the work of the United Nations in the field of decolonization, 1/

Recalling General Assembly resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples, and other resolutions and decisions of the United Nations concerning the dissemination of information on decolonization, in particular General Assembly resolution 49/90 of 16 December 1994,

Recognizing the need for flexible, practical and innovative approaches towards reviewing the options of self-determination for the peoples of Non-Self-Governing Territories with a view to achieving complete decolonization by the year 2000,

Reiterating the importance of dissemination of information as an instrument for furthering the aims of the Declaration, and mindful of the role of world public opinion in effectively assisting the peoples of Non-Self-Governing Territories to achieve self-determination,

Aware of the role of non-governmental organizations in the dissemination of information on decolonization,

1. Approves the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the dissemination of information on decolonization and publicity for the work of the United Nations in the field of decolonization;

2. Considers it important to continue its efforts to ensure the widest possible dissemination of information on decolonization, with particular emphasis on the options of self-determination available for the peoples of Non-Self-Governing Territories;

3. Requests the Department of Political Affairs and the Department of Public Information to take into account the suggestions of the Special Committee to continue their efforts to take measures through all the media available, including publications, radio and television, as well as the Internet, to give publicity to the work of the United Nations in the field of decolonization, and, inter alia:

(a) To continue to collect, prepare and disseminate basic material on the issues of self-determination of the peoples of Non-Self-Governing Territories;

(b) To seek the full cooperation of the administering Powers in the discharge of the tasks referred to above;

(c) To maintain a working relationship with the appropriate regional and intergovernmental organizations, particularly in the Pacific and Caribbean regions, by holding periodic consultations and exchanging information;

(d) To encourage involvement of non-governmental organizations in the dissemination of information on decolonization;

(e) To report to the Special Committee on measures taken in the implementation of the present resolution;

4. Requests all States, including the administering Powers, to continue to extend their cooperation in the dissemination of information referred to in paragraph 2 above;

5. Requests the Special Committee to follow the implementation of the present resolution and to report thereon to the General Assembly at its fifty-first session.

Notes

1/ The present chapter.

CHAPTER IV

QUESTION OF SENDING VISITING MISSIONS TO TERRITORIES

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided to take up the question of sending visiting missions to Territories as appropriate. The Committee further decided that the item should be considered at its plenary meetings and, as appropriate, by its Subcommittee on Small Territories, Petitions, Information and Assistance, in connection with its examination of specific Territories.

2. The Special Committee considered the question at its 1442nd meeting, on 10 July 1995.

3. In its consideration of the question, the Special Committee took into account the provisions of the relevant General Assembly resolutions including, in particular, those provisions relating to the question contained in resolution 49/89 of 16 December 1994 on the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, and resolution 49/46 and Assembly decision 49/424 of the same date relating to specific Territories. The Committee also considered Assembly resolution 45/33 of 20 November 1990 relating to the thirtieth anniversary of the Declaration.

4. During its consideration of the question, the Special Committee had before it the report of the Chairman (A/AC.109/L.1831) on his consultations with representatives of the administering Powers, undertaken in accordance with paragraph 4 of the resolution adopted by the Committee at its 1434th meeting, on 12 July 1994. 1/ In his report, the Chairman stated, inter alia, that he had appealed to the administering Powers to cooperate or continue to cooperate with the United Nations for the sending of such missions. It had been the understanding of the Special Committee, from the exchange of views that took place at its regional seminars held in 1990, 1992 and 1993, 2/ that some territorial Governments had expressed their willingness to receive United Nations visiting missions.

5. The Chairman said that he had informed his interlocutors that the Special Committee continued to attach the utmost importance to the cooperation of the administering Powers. Their full cooperation was essential for the successful implementation of the Plan of Action approved by the General Assembly for the International Decade for the Eradication of Colonialism. He had taken that opportunity to express his appreciation to the administering Powers concerned for their cooperation in facilitating the participation of a number of representatives from Non-Self-Governing Territories in the two seminars that the Committee had organized within the context of that International Decade.

6. The Chairman also noted with satisfaction that, at the invitation of the Government of New Zealand, which had been fully supported by the Council of Faipule of Tokelau, the Special Committee had dispatched a fourth United Nations visiting mission to the Territory at the end of July 1994.

7. As in previous years, the administering Powers consulted had reiterated their willingness to continue to provide all necessary information on the

Territories under their administration in fulfilment of their obligation under Article 73 e of the Charter of the United Nations.

8. The representative of one administering Power stated that his Government's record on decolonization had been good and that its position with regard to the dispatch of visiting missions to the Territories under its administration had not changed. Those territorial Governments willing to receive visiting missions, however, should first consult with the administering Power concerned. With regard to the concept of decolonization, the representative said that the Territories under his Government's administration had democratically elected Governments and it was up to them to decide their future status. So far, none of those Territories had taken any action with regard to their future status.

9. The representatives of two administering Powers stated that they remained open to any suggestions by local Governments in the Territories concerned regarding their readiness to receive United Nations visiting missions. The representatives made reference to their respective communications 3/ informing the United Nations that they would stop participating in the work of the Special Committee and indicated that they did not foresee a change of policy in that regard. However, they reiterated the commitment of their Governments to fulfil their obligations concerning transmission of information under Article 73 e of the Charter.

10. The representative of New Zealand reiterated the readiness of his Government to continue, in accordance with established practice and procedure, to provide the Committee with all relevant information on Tokelau and to participate in the related work of the Special Committee. The representative expressed the hope that sufficient progress would be made on the Constitution of Tokelau that it would be possible for the people of the Territory to decide on their future status by the year 2000.

11. At the 1442nd meeting, on 10 July, the Acting Chairman drew attention to the report of the Chairman (A/AC.109/L.1831) as well as a draft resolution (A/AC.109/L.1832) on the question.

12. At the same meeting, following an exchange of views in which the representatives of India, the Islamic Republic of Iran, China and Trinidad and Tobago participated (A/AC.109/PV.1442), the representative of the Russian Federation made the following proposal to draft resolution A/AC.109/L.1832:

> In the fourth preambular paragraph for "provide an effective means" read "provide a means".

13. The Committee adopted the proposal without objection.

14. Following a further exchange of views in which the representatives of the Russian Federation, Papua New Guinea, the Syrian Arab Republic, India, Tunisia, China, Trinidad and Tobago and Portugal, as well as the Chairman participated, the Committee decided to replace present operative paragraph 3, which read:

> "3. Continues to call upon those administering Powers that are not participating in the work of the Special Committee to reconsider their decisions and take part in the work of the Committee;"

by the following:

"3. Requests the administering Powers to consider the new approaches in the work of the Special Committee and calls on them to cooperate with the Committee in its efforts;".

15. Further statements were made by the representatives of India and the Russian Federation, as well as by the Secretary of the Committee and its Chairman (A/AC.109/PV.1442).

16. The Special Committee then adopted draft resolution A/AC.109/L.1832, as orally amended (see para. 20).

17. On 31 July, the text of the resolution (A/AC.109/2031) was transmitted to the representatives of the administering Powers concerned for the attention of their respective Governments.

18. In addition to the consideration of this item at the plenary meetings of the Special Committee, as described below, the Subcommittee on Small Territories, Petitions, Information and Assistance in considering the specific Territories referred to it, took into account the relevant provisions of the General Assembly resolutions and decisions mentioned in paragraph 3, as well as previous decisions of the Committee relating to the question.

19. By approving the relevant report of that Subcommittee, the Special Committee endorsed a number of conclusions and recommendations concerning the sending of visiting missions to Territories, as reflected in chapter X of the present report (A/50/23 (Part VI)), relating to American Samoa, Anguilla, Bermuda, the British Virgin Islands, the Cayman Islands, Guam, Montserrat, St. Helena, Tokelau, the Turks and Caicos Islands and the United States Virgin Islands.

B. Decision of the Special Committee

20. The text of the resolution (A/AC.109/2031), adopted by the Special Committee at its 1442nd meeting, on 10 July 1995, to which reference is made in paragraph 16 is reproduced below:

The Special Committee,

Having considered the question of sending visiting missions to Territories,

Having examined the report of the Chairman on the question, 4/

Recalling the relevant resolutions and decisions of the General Assembly and the Special Committee requesting the administering Powers to cooperate fully with the United Nations by receiving visiting missions in the Territories under their administration,

Mindful that United Nations visiting missions provide a means of assessing the situation in those Territories and of ascertaining the wishes and aspirations of the peoples thereof regarding their future status,

Conscious that United Nations visiting missions enhance the capacity of the United Nations to assist the peoples of Non-Self-Governing Territories in attaining the objectives set forth in the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly

resolution 1514 (XV) of 14 December 1960, and in other relevant resolutions of the Assembly,

Noting with appreciation that, at the invitation of the Government of New Zealand, 5/ a visiting mission was dispatched to Tokelau in July 1994,

Noting with regret that some administering Powers do not participate in the work of the Special Committee,

1. Stresses the need to dispatch periodic visiting missions to Non-Self-Governing Territories in order to facilitate the full, speedy and effective implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples with respect to those Territories;

2. Calls upon the administering Powers to cooperate or continue to cooperate with the United Nations by receiving United Nations visiting missions in the Territories under their administration;

3. Requests the administering Powers to consider the new approaches in the work of the Special Committee and calls on them to cooperate with the Committee in its efforts;

4. Requests its Chairman to continue consultations with the administering Powers concerned on the implementation of paragraph 2 of the present resolution and to report thereon to the Special Committee as appropriate.

Notes

1/ See A/49/23 (Part II), chap. III, para. 19. The complete report is to be issued as Official Records of the General Assembly, Forty-ninth Session, Supplement No. 23 (A/49/23).

2/ Regional seminars held in Vanuatu (A/AC.109/1040 and Corr.1) and Barbados (A/AC.109/1043) in 1990; in Grenada (A/AC.109/1114) in 1992; and in Papua New Guinea (A/AC.109/1159) in 1993. The first two were held in observance of the thirtieth anniversary of the Declaration on the Granting of Independence to Colonial Countries and Peoples; the last two were held within the context of the Plan of Action for the International Decade for the Eradication of Colonialism.

3/ Official Records of the General Assembly, Forty-first Session, Supplement No. 23 (A/41/23), chap. I, paras. 76 and 77, and A/47/86.

4/ A/AC.109/L.1831.

5/ A/AC.109/1162.

UNITED NATIONS

A

General Assembly

Distr.
GENERAL

A/50/23 (Part III)
12 September 1995

ORIGINAL: ENGLISH

Fiftieth session
Items 89 and 18 of the
provisional agenda*

REPORT OF THE SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES**

(covering its work during 1995)

Rapporteur: Mr. Farouk AL-ATTAR (Syrian Arab Republic)

CHAPTERS V AND VI

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* A/50/150.

** This document contains chapters V and VI of the Special Committee's report to the General Assembly. The general introductory chapter will be issued under the symbol A/50/23 (Part I). Chapters II and X also relate to the present chapters. Other chapters of the report will be issued under the symbol A/50/23 (Parts II and IV-VII). The complete report will be issued subsequently as Official Records of the General Assembly, Fiftieth Session, Supplement No. 23 (A/50/23).

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CHAPTER V

ACTIVITIES OF FOREIGN ECONOMIC AND OTHER INTERESTS WHICH IMPEDE THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES IN TERRITORIES UNDER COLONIAL DOMINATION

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided, inter alia, to take up the above question as a separate item and to consider it at its plenary meetings.

2. The Special Committee considered the item at its 1442nd, 1450th, 1451st and 1453rd meetings, between 10 July and 16 August 1995.

3. In its consideration of the item, the Special Committee took into account the provisions of the relevant resolutions of the General Assembly, including in particular resolution 49/40 of 9 December 1994 relating to foreign economic activities in colonial Territories. The Committee also took into account the relevant provisions of Assembly resolution 45/33 of 20 November 1990 relating to the thirtieth anniversary of the Declaration; and resolution 49/89 of 16 December 1994 on the implementation of the Declaration. Additionally, the Committee took into consideration the relevant documents of other intergovernmental bodies concerned, to which reference is made in the tenth preambular paragraph of the resolution it adopted on 16 August (see paras. 12 and 16).

4. In 1994, the Special Committee, in keeping with its consistent goal of limiting documentation and streamlining its report to the General Assembly, recommended to the Assembly that in preparing the general working papers on the Territories, the Secretariat should, where applicable, incorporate under separate headings those sections relating to foreign economic and other interests and those on military activities and arrangements on those Territories. By adopting resolution 49/89, the Assembly approved, inter alia, that recommendation.

5. During its consideration of the item, the Special Committee had before it working papers prepared by the Secretariat containing, inter alia, information on economic conditions, with particular reference to foreign economic activities, in the following Territories: Anguilla, Bermuda, Cayman Islands, Montserrat, Turks and Caicos Islands and United States Virgin Islands (A/AC.109/2013 and Add.1, 2014, 2015 and Add.1, 2016 and Add.1, 2019 and Add.1 and 2020 and Add.1).

6. At the 1442nd meeting, on 10 July, statements were made by the representatives of India, Papua New Guinea, China, Cuba, the Russian Federation and the Syrian Arab Republic (see A/AC.109/PV.1442).

7. At the 1450th meeting, on 17 July, statements were made by the representatives of Cuba, the Islamic Republic of Iran, the Syrian Arab Republic, the Russian Federation, the United Republic of Tanzania and India, as well as by the Director of General Assembly Affairs and the Acting Chairman (see A/AC.109/PV.1450).

8. At the 1451st meeting, on 18 July, the Acting Chairman drew attention to a draft resolution on the item (A/AC.109/L.1836).

9. At the same meeting, statements were made by the representatives of the Russian Federation, the Syrian Arab Republic, Cuba, the United Republic of Tanzania, Trinidad and Tobago, the Islamic Republic of Iran, India, Indonesia and China, as well as by the Acting Chairman (see A/AC.109/PV.1451).

10. At the 1453rd meeting, on 16 August, the Acting Chairman made a statement (see A/AC.109/PV.1453).

11. At the same meeting, the representative of Trinidad and Tobago submitted oral amendments to draft resolution A/AC.109/L.1836, as follows:

(a) Insert the following paragraphs after the fifth preambular paragraph:

"Aware of the special circumstances of the geographical location, size and economic conditions of each Territory and bearing in mind the need to promote economic stability, diversification and strengthening of the respective economies of each Territory,

"Conscious of the particular vulnerability of the small Territories to natural disasters and environmental degradation,

"Conscious also that foreign economic investment when done in collaboration with the peoples of the Non-Self-Governing Territories and in accordance with their wishes could make a valid contribution to the socio-economic development of the Territories and could also make a valid contribution to the exercise of their rights to self-determination;"

(b) In operative paragraph 4 replace the word "Condemns" with the words "Reiterates its deep concerns about".

12. At its 1453rd meeting, on 16 August, following statements by the representatives of the Russian Federation, India, Cuba, the Syrian Arab Republic, China, Chile and the Islamic Republic of Iran (see A/AC.109/PV.1453), the Special Committee adopted draft resolution A/AC.109/L.1836 (see para. 16), as orally amended, without a vote.

13. Further statements were made by the representatives of the Russian Federation and the United Republic of Tanzania (see A/AC.109/PV.1453).

14. On 29 August, copies of the resolution (A/AC.109/2038) were transmitted to all States, the specialized agencies and other organizations of the United Nations system and to the Organization of African Unity (OAU), the South Pacific Forum and the Caribbean Community (CARICOM).

B. Decision of the Special Committee

15. The text of the resolution (A/AC.109/2038) adopted by the Special Committee at its 1453rd meeting, on 16 August 1995 (see para. 12), appears under section C, in the form of a recommendation of the Special Committee to the General Assembly.

C. Recommendation of the Special Committee

16. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft resolution:

Activities of foreign economic and other interests which impede the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples in Territories under colonial domination

The General Assembly,

Having considered the item entitled "Activities of foreign economic and other interests which impede the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples in Territories under colonial domination",

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the item, 1/

Recalling its resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples, as well as all its other resolutions on this subject, including, in particular, resolution 46/181 of 19 December 1991, endorsing the plan of action for the International Decade for the Eradication of Colonialism, 2/

Reaffirming the solemn obligation of the administering Powers under the Charter of the United Nations to promote the political, economic, social and educational advancement of the inhabitants of the Territories under their administration and to protect the human and natural resources of those Territories against abuses,

Reaffirming also that any economic or other activity that constitutes an obstacle to the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples and obstructs efforts aimed at the elimination of colonialism is a direct violation of the rights of the inhabitants and of the principles of the Charter and all relevant resolutions of the United Nations,

Reaffirming further that the natural resources are the heritage of the indigenous populations of the colonial and Non-Self-Governing Territories,

Aware of the special circumstances of the geographical location, size and economic conditions of each Territory and bearing in mind the need to promote economic stability, diversification and strengthening of the respective economy of each Territory,

Conscious of the particular vulnerability of the small Territories to natural disasters and environmental degradation,

Conscious also that foreign economic investment when done in collaboration with the peoples of the Non-Self-Governing Territories and in accordance with their wishes could make a valid contribution to the socio-economic development

of the Territories and could also make a valid contribution to the exercise of their rights to self-determination,

Concerned about the activities of those foreign economic, financial and other interests which exploit the natural and human resources of the Non-Self-Governing Territories to the detriment of the interests of the inhabitants of those Territories and deprive them of their rights to control the wealth of their countries,

Bearing in mind the relevant provisions of the final documents of the successive Conferences of Heads of State or Government of Non-Aligned Countries and of the resolutions adopted by the Assembly of Heads of State and Government of the Organization of African Unity, the South Pacific Forum and the Caribbean Community,

1. Reaffirms the inalienable right of the peoples of colonial and Non-Self-Governing Territories to self-determination and independence and to the enjoyment of the natural resources of their Territories, as well as their right to dispose of those resources in their best interests;

2. Reiterates that any administering Power that deprives the colonial peoples of Non-Self-Governing Territories of the exercise of their legitimate rights over their natural resources or subordinates the rights and interests of those peoples to foreign economic and financial interests, violates the solemn obligations it has assumed under the Charter of the United Nations;

3. Reaffirms its concern about the activities of those foreign economic, financial and other interests which continue to exploit the natural resources that are the heritage of the indigenous populations of the colonial and Non-Self-Governing Territories in the Caribbean, the Pacific and other regions, as well as their human resources, to the detriment of their interests, thus depriving them of their right to control the resources of their Territories and impeding the realization by those peoples of their legitimate aspirations for self-determination and independence;

4. Reiterates its deep concerns about those activities of foreign economic and other interests in the colonial and Non-Self-Governing Territories which are impeding the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly resolution 1514 (XV), and the efforts to eliminate colonialism;

5. Calls once again upon all Governments that have not yet done so to take, in accordance with the relevant provisions of its resolution 2621 (XXV) of 12 October 1970, legislative, administrative or other measures in respect of their nationals and the bodies corporate under their jurisdiction that own and operate enterprises in colonial and Non-Self-Governing Territories that are detrimental to the interests of the inhabitants of those Territories, in order to put an end to such enterprises and to prevent new investments that run counter to the interests of the inhabitants of those Territories;

6. Reiterates that the exploitation and plundering of the marine and other natural resources of colonial and Non-Self-Governing Territories by foreign economic interests, in violation of the relevant resolutions of the United Nations, is a threat to the integrity and prosperity of those Territories;

7. Invites all Governments and organizations of the United Nations system to take all possible measures to ensure that the permanent sovereignty of the peoples of colonial and Non-Self-Governing Territories over their natural resources is fully respected and safeguarded;

8. Urges the administering Powers concerned to take effective measures to safeguard and guarantee the inalienable right of the peoples of the colonial and Non-Self-Governing Territories to their natural resources and to establish and maintain control over the future development of those resources, and requests the administering Powers to take all necessary steps to protect the property rights of the peoples of those Territories;

9. Calls upon the administering Powers concerned to ensure that no discriminatory and unjust wage systems or working conditions prevail in the Territories under their administration and to apply in each Territory a uniform system of wages to all the inhabitants without any discrimination;

10. Requests the Secretary-General to continue, through all means at his disposal, to inform world public opinion of those activities of foreign economic and other interests which impede the implementation of the Declaration;

11. Appeals to the mass media, trade unions and non-governmental organizations, as well as individuals, to continue their efforts for the full implementation of the Declaration;

12. Decides to continue to monitor closely the situation in the colonial and Non-Self-Governing Territories so as to ensure that all economic activities in those Territories are aimed at strengthening and diversifying their economies in the interest of the indigenous peoples and at promoting the economic and financial viability of those Territories, in order to facilitate and accelerate the exercise by the peoples of those Territories of their right to self-determination and independence;

13. Requests the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to examine this question and to report thereon to the General Assembly at its fifty-first session.

Notes

1/ The present chapter.

2/ See A/46/634/Rev.1 and Corr.1.

CHAPTER VI

MILITARY ACTIVITIES AND ARRANGEMENTS BY COLONIAL POWERS IN TERRITORIES UNDER THEIR ADMINISTRATION

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided, inter alia, to take up the above question as a separate item and to consider it at its plenary meetings.

2. The Special Committee considered the item at its 1442nd, 1450th and 1453rd meetings, between 10 July and 16 August 1995.

3. In its consideration of the item, the Special Committee took into account the provisions of the relevant General Assembly resolutions, including in particular resolution 49/89 of 16 December 1994, in paragraph 8 of which the Assembly called upon the administering Powers to terminate military activities in the Territories under their administration and to eliminate military bases there in compliance with the relevant resolutions of the Assembly, and urged them not to involve those Territories in any offensive acts or interference against other States. The Committee also took into account Assembly decision 49/417 of 9 December 1994, in paragraph 7 of which the Assembly requested the Committee to continue to examine the question and to report thereon to the Assembly at its fiftieth session. Further, the Committee took into account the relevant provisions of Assembly resolution 45/33 of 20 November 1990 relating to the thirtieth anniversary of the Declaration on the Granting of Independence to Colonial Countries and Peoples.

4. In 1994, the Special Committee, in keeping with its consistent goal of limiting documentation and streamlining its report to the General Assembly, recommended to the Assembly that in preparing the general working papers on the Territories, the Secretariat should, where applicable, incorporate under separate headings those sections relating to foreign economic and other interests and those on military activities and arrangements on those Territories. By adopting resolution 49/89, the Assembly approved, inter alia, that recommendation.

5. During its consideration of the item, the Special Committee had before it a working paper prepared by the Secretariat containing, inter alia, information on military activities and arrangements in the following Territories: Bermuda, Guam and United States Virgin Islands (A/AC.109/2014, 2018 and 2020 and Add.1).

6. At the 1442nd meeting, on 10 July, statements were made by the representatives of India, Papua New Guinea, China, Cuba, the Russian Federation and the Syrian Arab Republic (see A/AC.109/PV.1442).

7. At the 1450th meeting, on 17 July, statements were made by the representatives of Cuba, the Islamic Republic of Iran, the Syrian Arab Republic, the Russian Federation, the United Republic of Tanzania and India, as well as by the Director of General Assembly Affairs and the Acting Chairman (see A/AC.109/PV.1450).

8. At the 1453rd meeting, on 16 August, the Acting Chairman drew attention to a draft decision on the item (A/AC.109/L.1837).

9. At the same meeting, the representative of Trinidad and Tobago submitted oral amendments to draft decision A/AC.109/L.1837, as follows:

(a) Insert the following new paragraph 6:

"The Special Committee takes note of the decision of some of the administering Powers to close or downsize some of those military bases in the Non-Self-Governing Territory";

(b) Renumber paragraphs 6 and 7 accordingly.

10. At the same meeting, following statements by the representatives of India, the Russian Federation, the Syrian Arab Republic, the United Republic of Tanzania and Cuba (see A/AC.109/PV.1453), the Special Committee adopted draft decision A/AC.109/L.1837 (see para. 14), as orally amended, by a vote of 11 to one.

11. Further statements were made by the representatives of the Russian Federation and Mali (see A/AC.109/PV.1453).

12. On 29 August, copies of the decision (A/AC.109/2039) were transmitted to all States, the specialized agencies and other organizations of the United Nations system and to the Organization of African Unity (OAU), the South Pacific Forum and the Caribbean Community (CARICOM).

B. Decision of the Special Committee

13. The text of the decision (A/AC.109/2039) adopted by the Special Committee at its 1453rd meeting, on 16 August 1995 (see para. 10), appears under section C, in the form of a recommendation of the Special Committee to the General Assembly.

C. Recommendation of the Special Committee

14. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft decision:

Military activities and arrangements by colonial Powers in territories under their administration

1. The General Assembly, having considered the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to an item on the agenda of the Special Committee entitled "Military activities and arrangements by colonial Powers in Territories under their administration", 1/ and recalling its resolution 1514 (XV) of 14 December 1960 and all other relevant resolutions and decisions of the United Nations relating to military activities in colonial and Non-Self-Governing Territories, reaffirms its strong conviction that military bases and installations in the Territories concerned could constitute an obstacle to the exercise by the people of those Territories of their right to self-determination, and reiterates its strong views that existing bases and installations, which are impeding the

implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, should be withdrawn.

2. Aware of the presence of such bases and installations in some of those Territories, the General Assembly urges the administering Powers concerned to continue to take all necessary measures not to involve those Territories in any offensive acts or interference against other States.

3. The General Assembly reiterates its concern that military activities and arrangements by colonial Powers in Territories under their administration might run counter to the rights and interests of the colonial peoples concerned, especially their right to self-determination and independence. The Assembly once again calls upon the administering Powers concerned to terminate such activities and to eliminate such military bases in compliance with its relevant resolutions.

4. The General Assembly reiterates that the colonial and Non-Self-Governing Territories and areas adjacent thereto should not be used for nuclear testing, dumping of nuclear wastes or deployment of nuclear and other weapons of mass destruction.

5. The General Assembly deplores the continued alienation of land in colonial and Non-Self-Governing Territories, in particular in the small island Territories of the Pacific and Caribbean regions, for military installations. The large-scale utilization of the local resources for this purpose could adversely affect the economic development of the Territories concerned.

6. The General Assembly takes note of the decision of some of the administering Powers to close or downsize some of those military bases in the Non-Self-Governing Territories.

7. The General Assembly requests the Secretary-General to continue to inform world public opinion of those military activities and arrangements in colonial and Non-Self-Governing Territories which constitute an obstacle to the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples.

8. The General Assembly requests the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to examine this question and to report thereon to the Assembly at its fifty-first session.

Notes

1/ The present chapter.

UNITED NATIONS

A

General Assembly

Distr.
GENERAL

A/50/23 (Part IV)
12 September 1995

ORIGINAL: ENGLISH

Fiftieth session
Agenda items 90, 88 and 18 of the
provisional agenda*

REPORT OF THE SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES**

(covering its work during 1995)

Rapporteur: Mr. Farouk AL-ATTAR (Syrian Arab Republic)

CHAPTERS VII AND VIII

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* A/50/150.

** This document contains chapters VII and VIII of the Special Committee's report to the General Assembly. The general introductory chapter will be issued under the symbol A/50/23 (Part I). Other chapters of the report will be issued under the symbol A/50/23 (Parts II-III and V-VII). The complete report will be issued subsequently as Official Records of the General Assembly, Fiftieth Session, Supplement No. 23 (A/50/23).

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CHAPTER VII

IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES BY THE SPECIALIZED AGENCIES AND THE INTERNATIONAL INSTITUTIONS ASSOCIATED WITH THE UNITED NATIONS

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided, inter alia, to take up the above item separately and to consider it at its plenary meetings.

2. The Special Committee considered the item at its 1453rd meeting, on 16 August 1995.

3. In its consideration of the item, the Special Committee took into account the provisions of General Assembly resolution 49/41 of 9 December 1994 concerning implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations, in paragraph 22 of which, the Assembly requested the Committee to continue to examine the question and to report thereon to the Assembly at its fiftieth session. The Committee also took into account all other relevant resolutions adopted by the Assembly on this subject, including resolution 46/181 of 19 December 1991, endorsing the Plan of Action for the International Decade for the Eradication of Colonialism.

4. The Special Committee also took into account the provisions of resolution 1995/58 of the Economic and Social Council, adopted at its 48th plenary meeting, on 28 July 1995. In paragraph 15 of that resolution, the Council drew the attention of the Special Committee to the resolution and to the discussion held on the subject at the substantive session of 1995 of the Economic and Social Council (see E/1995/SR.57). Further, the Committee took into consideration the relevant documents of other intergovernmental bodies concerned, to which reference is made in the fourth preambular paragraph of the resolution it adopted on 16 August (see paras. 11 and 14).

5. During its consideration of the item, the Special Committee had before it a report of the Secretary-General (A/50/212 and Add.1), submitted in response to the request addressed to him by the General Assembly in paragraph 18 of resolution 49/41, containing information on action taken by the organizations of the United Nations system in the implementation of the resolutions of the United Nations referred to above.

6. At the 1453rd meeting, on 16 August, the Acting Chairman reported orally on his participation, on behalf of the Special Committee, in the work of the Economic and Social Council in connection with its consideration of the item during the Council's substantive session for 1995 (see A/AC.109/PV.1453).

7. At the same meeting, the Acting Chairman drew attention to the relevant documentation, including the report on the related consultations with the President of the Economic and Social Council under the terms of paragraph 20 of General Assembly resolution 49/41 (A/AC.109/L.1838 and E/1995/85), as well as to a draft resolution submitted by him (A/AC.109/L.1839).

8. Also, at the same meeting, the representative of the Russian Federation proposed oral amendments to draft resolution A/AC.109/L.1839, as follows:

(a) In operative paragraph 1, for "and endorses the observations" read "as well as of observations";

(b) In operative paragraph 4, delete "the Security Council".

9. Following statements by the representatives of Cuba, the United Republic of Tanzania, the Syrian Arab Republic, India and Indonesia, as well as by the Chairman (see A/AC.109/PV.1453), the representative of the Russian Federation withdrew his oral amendment to operative paragraph 1 (see para. 8 (a) above).

10. The Special Committee then approved the amendment to operative paragraph 4 (see para. 8 (b) above). The Committee also agreed to insert the word "Acting" before "Chairman" where appropriate.

11. The Special Committee then adopted draft resolution A/AC.109/L.1839, as orally amended, without a vote (see para. 14).

12. On 29 August, the text of the resolution (A/AC.109/2040) was transmitted to the Organization of African Unity (OAU), the South Pacific Forum, the Caribbean Community (CARICOM) and the specialized agencies and other organizations of the United Nations system. On the same date, the text of the resolution was transmitted to all States.

B. Decision of the Special Committee

13. The text of the resolution (A/AC.109/2040) adopted by the Special Committee at its 1453rd meeting, on 16 August 1995 (see para. 11), is reproduced in section C below, in the form of a recommendation of the Special Committee to the General Assembly.

C. Recommendation of the Special Committee

14. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft resolution:

Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations

The General Assembly,

Having considered the item entitled "Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations",

Having also considered the reports submitted on the item by the Secretary-General 1/ and the Chairman of the Special Committee on the Situation with

regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, 2/

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the item, 3/

Recalling its resolutions 1514 (XV) of 14 December 1960 and 1541 (XV) of 15 December 1960, and resolutions of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, as well as other relevant resolutions and decisions of the United Nations,

Bearing in mind the relevant provisions of the final documents of the successive Conferences of Heads of State or Government of Non-Aligned Countries and of the resolutions adopted by the Assembly of Heads of State and Government of the Organization of African Unity, the South Pacific Forum and the Caribbean Community,

Conscious of the need to facilitate the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples,

Noting that the large majority of the remaining Non-Self-Governing Territories are small island Territories,

Welcoming the assistance extended to Non-Self-Governing Territories by certain specialized agencies and other organizations of the United Nations system, in particular the United Nations Development Programme,

Stressing that, because the development options of small island Non-Self-Governing Territories are limited, there are special challenges to planning for and implementing sustainable development and that those Territories will be constrained in meeting the challenges without the continued cooperation and assistance of the specialized agencies and other organizations of the United Nations system,

Stressing also the importance of securing necessary resources for funding expanded assistance programmes for the peoples concerned and the need to enlist the support of all major funding institutions within the United Nations system in that regard,

Reaffirming the mandates of the specialized agencies and other organizations of the United Nations system to take all the appropriate measures, within their respective spheres of competence, to ensure the full implementation of General Assembly resolution 1514 (XV) and other relevant resolutions,

Expressing its appreciation to the Organization of African Unity, the South Pacific Forum and the Caribbean Community, as well as other regional organizations, for the continued cooperation and assistance they have extended to the specialized agencies and other organizations of the United Nations system in this regard,

Expressing its conviction that closer contacts and consultations between and among the specialized agencies and other organizations of the United Nations system and regional organizations help to facilitate the effective formulation of assistance programmes to the peoples concerned,

Mindful of the imperative need to keep under continuous review the activities of the specialized agencies and other organizations of the United Nations system in the implementation of the various United Nations decisions relating to decolonization,

Bearing in mind the extremely fragile economies of the Non-Self-Governing small island Territories and their vulnerability to natural disasters, such as hurricanes, cyclones and sea-level rise, and recalling its relevant resolutions,

Recalling its resolution 49/41 of 9 December 1994 on the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations,

1. Takes note of the report of the Chairman of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples on his consultations with the President of the Economic and Social Council 2/ and endorses the observations and suggestions arising therefrom; 4/

2. Recommends that all States intensify their efforts in the specialized agencies and other organizations of the United Nations system to ensure implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples and other relevant resolutions of the United Nations;

3. Reaffirms that the specialized agencies and other organizations and institutions of the United Nations system should continue to be guided by the relevant resolutions of the United Nations in their efforts to contribute to the implementation of the Declaration and all other relevant General Assembly resolutions;

4. Reaffirms also that the recognition by the General Assembly and other United Nations organs of the legitimacy of the aspiration of the peoples of Non-Self-Governing Territories to exercise their right to self-determination entails, as a corollary, the extension of all appropriate assistance to those peoples;

5. Expresses its appreciation to those specialized agencies and other organizations of the United Nations system that have continued to cooperate with the United Nations and the regional and subregional organizations in the implementation of General Assembly resolution 1514 (XV) and other relevant resolutions of the United Nations;

6. Requests the specialized agencies and the international institutions associated with the United Nations, as well as regional organizations, to examine and review conditions in each Territory so as to take appropriate measures to accelerate progress in the economic and social sectors of the Territories and strengthen existing measures of support, and to formulate appropriate programmes of assistance to the remaining Non-Self-Governing Territories, within the framework of their respective mandates, in order to accelerate progress in the economic and social sectors of those Territories;

7. Recommends that the executive heads of the specialized agencies and other organizations of the United Nations system formulate, with the active cooperation of the regional organizations concerned, concrete proposals for the full implementation of the relevant resolutions of the United Nations and submit the proposals to their governing and legislative organs;

8. Also recommends that the specialized agencies and other organizations of the United Nations system continue to review at the regular meetings of their governing bodies the implementation of General Assembly resolution 1514 (XV) and other relevant resolutions of the United Nations;

9. Welcomes the continued initiative exercised by the United Nations Development Programme in maintaining close liaison among the specialized agencies and other organizations of the United Nations and in providing assistance to the peoples of Non-Self-Governing Territories;

10. Encourages Non-Self-Governing Territories to take steps to establish and/or strengthen disaster preparedness and management institutions and policies;

11. Requests the administering Powers concerned to facilitate the participation of appointed and elected representatives of Non-Self-Governing Territories in the relevant meetings and conferences of the agencies and organizations so that the Territories may benefit from the related activities of the specialized agencies and other organizations of the United Nations system;

12. Recommends that all Governments intensify their efforts in the specialized agencies and other organizations of the United Nations system of which they are members to ensure the full and effective implementation of resolution 1514 (XV) and other relevant resolutions of the United Nations and, in that connection, accord priority to the question of providing assistance to the peoples of the Non-Self-Governing Territories;

13. Requests the Secretary-General to continue to assist the specialized agencies and other organizations of the United Nations system in working out appropriate measures for implementing the relevant resolutions of the United Nations and to prepare for submission to the relevant bodies, with the assistance of those agencies and organizations, a report on the action taken in implementation of the relevant resolutions, including the present resolution, since the circulation of his previous report;

14. Commends the Economic and Social Council for its debate 5/ and its resolution 1995/58 of 28 July 1995 on this issue, and requests it to continue to consider, in consultation with the Special Committee, appropriate measures for coordination of the policies and activities of the specialized agencies and other organizations of the United Nations system in implementing the relevant resolutions of the General Assembly;

15. Requests the specialized agencies to report periodically to the Secretary-General on the implementation of the present resolution;

16. Requests the Secretary-General to transmit the present resolution to the governing bodies of the appropriate specialized agencies and international institutions associated with the United Nations so that those bodies take the necessary measures to implement the resolution, and also requests the Secretary-General to report to the General Assembly at its fifty-first session on the implementation of the present resolution;

17. Requests the Special Committee to continue to examine the question and to report thereon to the General Assembly at its fifty-first session.

Notes

1/ A/50/212 and Add.1.

2/ A/AC.109/L.1838.

3/ The present chapter.

4/ E/1995/85.

5/ See Official Records of the Economic and Social Council, 1995, Plenary Meetings, 57th meeting (E/1995/SR.57).

CHAPTER VIII

INFORMATION FROM NON-SELF-GOVERNING TERRITORIES TRANSMITTED UNDER ARTICLE 73 e OF THE CHARTER OF THE UNITED NATIONS

A. Consideration by the Special Committee

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided, inter alia, to take up the above item separately and to consider it at its plenary meetings.

2. The Special Committee considered the item at its 1442nd meeting, on 10 July 1995.

3. In its consideration of the item, the Special Committee took into account the pertinent resolutions of the General Assembly concerning information from Non-Self-Governing Territories transmitted under Article 73 e of the Charter of the United Nations and related questions, in particular resolution 1970 (XVIII) of 16 December 1963, in which the Assembly decided, inter alia, to dissolve the Committee on Information from Non-Self-Governing Territories and to transfer certain of its functions to the Special Committee, and paragraph 5 of resolution 49/39 of 9 December 1994, in which the Assembly requested the Committee to continue to discharge the functions entrusted to it under Assembly resolution 1970 (XVIII), in accordance with established procedures, and to report thereon to the Assembly at its fiftieth session. Further, the Committee took into account the relevant provisions of Assembly resolutions 49/89 of 16 December 1994 on the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples and 45/33 of 20 November 1990 relating to the thirtieth anniversary of the Declaration.

4. At the 1442nd meeting, on 10 July, the Acting Chairman drew attention to draft resolution A/AC.109/L.1833 on the item.

5. At the same meeting, following statements by the representatives of India, the Syrian Arab Republic, the Russian Federation and Cuba, as well as by the Chairman (see A/AC.109/PV.1442), the Special Committee adopted draft resolution A/AC.109/L.1833 without objection (see para. 8).

6. On 24 July, the text of the resolution (A/AC.109/2032) was transmitted to the representatives of the administering Powers for the attention of their Governments.

B. Decision of the Special Committee

7. The text of the resolution (A/AC.109/2032), adopted by the Special Committee at its 1442nd meeting on 10 July 1995 (see para. 5), appears under section C in the form of a recommendation of the Special Committee to the General Assembly.

C. Recommendation of the Special Committee

8. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft resolution:

Information from Non-Self-Governing Territories transmitted under Article 73 e of the Charter of the United Nations

The General Assembly,

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the information from Non-Self-Governing Territories transmitted under Article 73 e of the Charter of the United Nations 1/ and the action taken by the Special Committee in respect of that information

Having also examined the report of the Secretary-General on the item, 2/

Recalling its resolution 1970 (XVIII) of 16 December 1963, in which it requested the Special Committee to study the information transmitted to the Secretary-General in accordance with Article 73 e of the Charter and to take such information fully into account in examining the situation with regard to the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in its resolution 1514 (XV) of 14 December 1960,

Recalling also its resolution 49/39 of 9 December 1994, in which it requested the Special Committee to continue to discharge the functions entrusted to it under resolution 1970 (XVIII),

Stressing the importance of timely transmission by the administering Powers of adequate information under Article 73 e of the Charter, in particular in relation to the preparation by the Secretariat of the working papers on the Territories concerned,

1. Approves the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the information from Non-Self-Governing Territories transmitted under Article 73 e of the Charter of the United Nations; 1/

2. Reaffirms that, in the absence of a decision by the General Assembly itself that a Non-Self-Governing Territory has attained a full measure of self-government in terms of Chapter XI of the Charter, the administering Power concerned should continue to transmit information under Article 73 e of the Charter with respect to that Territory;

3. Requests the administering Powers concerned to transmit or continue to transmit to the Secretary-General the information prescribed in Article 73 e of the Charter, as well as the fullest possible information on political and constitutional developments in the Territories concerned, within a maximum period of six months following the expiration of the administrative year in those Territories;

4. Requests the Secretary-General to continue to ensure that adequate information is drawn from all available published sources in connection with the preparation of the working papers relating to the Territories concerned;

5. Requests the Special Committee to continue to discharge the functions entrusted to it under resolution 1970 (XVIII), in accordance with established procedures, and to report thereon to the General Assembly at its fifty-first session.

Notes

1/ The present chapter.

2/ A/50/458.

UNITED
NATIONS

A

General Assembly

Distr.
GENERAL

A/50/23 (Part V)
8 August 1995

ORIGINAL: ENGLISH

Fiftieth session
Items 94 and 18 of the
provisional agenda*

REPORT OF THE SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES**

(covering its work during 1995)

Rapporteur: Mr. Farouk AL-ATTAR (Syrian Arab Republic)

CHAPTER IX

EAST TIMOR, GIBRALTAR, NEW CALEDONIA, WESTERN SAHARA

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* A/50/150.

** This document contains chapter IX of the Special Committee's report to the General Assembly. The general introductory chapter will be issued under the symbol A/50/23 (Part I). Other chapters of the report will be issued under the symbol A/50/23 (Parts II-IV and VI-VII). The complete report will be issued subsequently as Official Records of the General Assembly, Fiftieth Session, Supplement No. 23 (A/50/23).

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CHAPTER IX

EAST TIMOR, GIBRALTAR, NEW CALEDONIA, WESTERN SAHARA

A. INTRODUCTION

1. At its 1441st meeting, on 27 February 1995, by adopting the suggestions relating to the organization of its work put forward by the Chairman (A/AC.109/L.1828), the Special Committee decided, inter alia, to take up the questions of East Timor, Gibraltar, New Caledonia and Western Sahara as separate items and to consider them at its plenary meetings.

2. The present chapter contains an account of the consideration by the Special Committee of the above-mentioned Territories (sect. B). It also sets forth the recommendation on the question of New Caledonia to the General Assembly at its fiftieth session (sect. C).

3. In its consideration of the questions, the Special Committee took into account General Assembly resolutions 49/89 and 49/90 of 16 December 1994 and decisions 49/402 of 23 September 1994 and 49/420 of 9 December 1994 related to the questions, as well as other relevant resolutions and decisions.

4. In its capacity as the administering Power concerned and in accordance with established procedures, the delegation of Portugal participated in the work of the Special Committee in relation to East Timor.

B. CONSIDERATION BY AND DECISIONS OF THE SPECIAL COMMITTEE

1. East Timor

5. The Special Committee considered the question of East Timor at its 1442nd to 1446th meetings, between 10 and 13 July 1995.

6. During its consideration of the question, the Special Committee had before it a working paper prepared by the Secretariat containing information on developments concerning the Territory (A/AC.109/2026).

7. At its 1442nd to 1444th meetings on 10 and 11 July (A/AC.109/PV.1442-1444) the Special Committee granted the requests for hearing from the following petitioners and heard their statements at the meetings indicated below:

Petitioner	Meetings
Mr. Zacharias da Costa, on behalf of Timorese Democratic Union/ União Democrática Timorense	1443rd
Mr. David Webster, on behalf of East Timor Alert Network	1443rd
Mr. Kan Akatani, on behalf of Free East Timor Japan Coalition	1443rd
Mr. Azancot de Menezes, Associação de Defesa dos Timorenses	1443rd
Mr. Warren Allmand, on behalf of Parliamentarians for East Timor	1443rd

Petitioner	Meetings
Mr. Max B. Surjadinata, on behalf of East Timor Religious Outreach	1444th
Mr. Michael Ede, on behalf of Australian Coalition for a Free East Timor	1444th
Mr. Vince Comisky, on behalf of Catholic Institute for International Relations	1444th
Mr. Andrew Clapham, on behalf of Amnesty International	1444th
Ms. Jennifer Washburn, on behalf of Agir pour Timor	1444th
Ms. Julie Carran, on behalf of British Coalition for East Timor	1444th
Mr. Richard Koch, on behalf of the East Timor Ireland Solidarity Campaign	1444th
Mr. Simon de Faux, on behalf of Auxilium College (Australia)	1444th
Mr. Charles Scheiner, The East Timor Action Network/United States	1444th
Ms. Jill Sternberg, on behalf of Coordinamento Italiano dei gruppi di solidarietá con il popolo timorese	1444th
Ms. Vanessa Ramos, on behalf of International Platform of Jurists for East Timor and American Association of Jurists	1444th
Mr. Alyn Ware, on behalf of East Timor Independence Committee	1444th
Mr. Thomas Mahedy, on behalf of Pax Christi International	1444th
Mr. Luis Manuel Costa Geraldes, Member of Parliament/Social Democratic Party, Portugal	1445th
Mr. Manuel Tomás Rodriguez Queirō, Member of Parliament/Social Democratic Popular Party, Portugal	1445th
Mr. Miguel Urbano Tavares Rodriguez, Member of Parliament/Communist Party, Portugal	1445th
Mr. Luis Filipe Dias Amado, Member of Parliament/Socialist Party, Portugal	1445th
Mr. Domingos M. Das Dores Soares, Regent of Dili, East Timor	1445th
Mr. Jose Matins III, President, East Timor KOTA Party	1445th
Mr. Peter Colavito, on behalf of Congresswoman Nita M. Lowey	1445th
Mr. Mari Alkatiri, on behalf of FRETILIN	1445th
Mr. Allan Nairn, on behalf of The Nation	1445th
Ms. Sharon Scharfe, on behalf of Asia Pacific Coalition for East Timor	1445th

Petitioner	Meetings
Mr. John Miller, on behalf of Hobart East Timor Committee and the Australia-East Timor Association	1445th
Mr. Constancio Pinto, National Council of Maubere Resistance	1445th
Mr. Richard Panganiban, Pacific Concerns Resource Centre, Inc.	1445th
Ms. Jeannine Guthrie, on behalf of Human Rights Watch/Asia	1445th
Mr. Ben Wainfield, on behalf of TAPOL/The Indonesian Human Rights Campaign	

8. At the 1442nd meeting, on 10 July, the Acting Chairman informed the Special Committee that the delegation of Sao Tome and Principe had expressed the wish to participate in the Committee's consideration of the item. The Committee decided to accede to the request.

9. At the 1446th meeting, on 13 July, statements were made by the representatives of Sao Tome and Principe, on behalf also of Angola, Cape Verde, Guinea-Bissau, Mozambique, Portugal, Papua New Guinea and Indonesia (A/AC.109/PV.1446). The representatives of Portugal and Indonesia made further statements (A/AC.109/PV.1446).

Decision of the Special Committee

10. At its 1446th meeting, on 13 July, on the proposal of the Acting Chairman, the Special Committee decided to continue consideration of the question at its next session, subject to any directives that the General Assembly might give in that connection at its fiftieth session, it being understood that the objection made by the representative of Indonesia would be reflected in the record of the meeting.

2. Gibraltar

11. The Special Committee considered the question of Gibraltar at its 1442nd and 1443rd meetings, on 10 and 11 July 1995.

12. During its consideration of the question, the Special Committee had before it a working paper prepared by the Secretariat containing information on developments concerning the Territory (A/AC.109/2025).

13. At its 1442nd meeting, on 10 July, the Special Committee granted a request for hearing to Ms. Christine Thorsell, International Federation of Liberal and Radical Youth. Ms. Thorsell made a statement at the 1443rd meeting (A/AC.109/PV.1443).

14. At the 1443rd meeting on 11 July, the Acting Chairman informed the Special Committee that the delegation of Spain had expressed the wish to participate in the Committee's consideration of the question. The Committee decided to accede to the request.

15. At the same meeting, with the Committee's consent, Mr. Joe Bossano, Chief Minister of Gibraltar, made a statement (A/AC.109/PV.1443). The representative of Spain made a statement (A/AC.109/PV.1443).

Decision of the Special Committee

16. At its 1443rd meeting, on 11 July 1995, the Special Committee decided, without objection, to continue its consideration of the question at its next session, subject to any directives that the General Assembly might give in that connection at its fiftieth session and, in order to facilitate consideration of the question by the Special Political and Decolonization Committee (Fourth Committee), to transmit the relevant documentation to the Assembly.

3. New Caledonia

17. The Special Committee considered the question at its 1442nd, 1445th and 1447th meetings, between 10 and 13 July 1995.

18. During its consideration of the question, the Special Committee had before it a working paper prepared by the Secretariat containing information on developments concerning the Territory (A/AC.109/2028).

19. At its 1442nd meeting, on 10 July, the Special Committee granted a request for hearing to Mr. Yann Céléné Uregei of the Congrès populaire. At the 1445th meeting, on 12 July, Mr. Uregei made a statement (see A/AC.109/PV.1445).

20. At the 1447th meeting, on 13 July, the Acting Chairman drew attention to a draft resolution submitted by Fiji and Papua New Guinea (A/AC.109/L.1834).

21. At the same meeting, _____ the representative of Papua New Guinea made a statement (A/AC.109/PV.1447), in the course of which he introduced, on behalf also of Fiji, draft resolution A/AC.109/L.1834.

22. At the same meeting, the Special Committee adopted draft resolution A/AC.109/L.1834 _____ without a vote (see para. 25).

23. On 24 July, the text of the resolution (A/AC.109/2034) was transmitted to the Permanent Representative of France for the attention of his Government.

Decision of the Special Committee

24. The text of the resolution (A/AC.109/2034) adopted by the Special Committee at its 1447th meeting, on 13 July 1995 (see paras. 23 and 31) appears under section C in the form of a recommendation of the Special Committee to the General Assembly.

4. Western Sahara

25. The Special Committee considered the question of Western Sahara at its 1442nd and 1449th meetings, on 10 and 14 July 1995.

26. During its consideration of the question, the Special Committee had before it a working paper prepared by the Secretariat containing information on developments concerning the Territory (A/AC.109/2029 and Add.1).

27. At its 1442nd meeting, on 10 July, the Special Committee granted a request for hearing to Mr. Boukhari Ahmed of the Frente Popular para la Liberación de Saguia el-Hamra y de Rió de Oro (Frente POLISARIO). Mr. Ahmed made a statement at the 1449th meeting, on 14 July (see A/AC.109/PV.1449).

28. At its 1449th meeting, on 14 July, statements were made by the representative of Cuba and the Secretary of the Committee (A/AC.109/PV.1449).

Decision of the Special Committee

29. At its 1449th meeting, on 14 July 1995, on the proposal of the Acting Chairman, the Special Committee decided, without objection, subject to any directives that the General Assembly might give in that connection at its fiftieth session and, in order to facilitate consideration of the question by the Special Political and Decolonization Committee (Fourth Committee), to transmit the relevant documentation to the Assembly.

C. RECOMMENDATION OF THE SPECIAL COMMITTEE

30. In accordance with decisions taken at its 1441st and 1442nd meetings, on 27 February and 10 July 1995, respectively, the Special Committee recommends to the General Assembly the adoption of the following draft resolution:

Question of New Caledonia

The General Assembly,

Having considered the question of New Caledonia,

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to New Caledonia, 1/

Reaffirming the right of peoples to self-determination as enshrined in the Charter of the United Nations,

Recalling General Assembly resolutions 1514 (XV) of 14 December 1960 and 1541 (XV) of 15 December 1960,

Noting the importance of the positive measures being pursued in New Caledonia by the French authorities, in cooperation with all sectors of the population, to promote political, economic and social development in the Territory, including measures in the area of environmental protection and action with respect to drug abuse and trafficking, in order to provide a framework for its peaceful progress to self-determination,

Noting also, in this context, the importance of equitable economic and social development, as well as continued dialogue among the parties involved in New Caledonia in the preparation of the act of self-determination of New Caledonia,

Welcoming the strengthening of the process of review of the Matignon Accords 2/ through the increased frequency of coordination meetings,

Noting with satisfaction the intensification of contacts between New Caledonia and neighbouring countries of the South Pacific region,

1. Urges all the parties involved, in the interest of all the people of New Caledonia and building on the positive outcome of the mid-term review of the Matignon Accords, to maintain their dialogue in a spirit of harmony;

2. Invites all the parties involved to continue promoting a framework for the peaceful progress of the Territory towards an act of self-determination in which all options are open and which would safeguard the rights of all New Caledonians according to the letter and the spirit of the Matignon Accords, which are based on the principle that it is for the populations of New Caledonia to choose how to control their destiny;

3. Welcomes measures that have been taken to strengthen and diversify the New Caledonian economy in all fields, and encourages further such measures in accordance with the spirit of the Matignon Accords;

4. Also welcomes the importance attached by the parties to the Matignon Accords to greater progress in housing, employment, training, education and health care in New Caledonia;

5. Acknowledges the contribution of the Melanesian Cultural Centre to the protection of the indigenous culture of New Caledonia;

6. Notes the positive initiatives aimed at protecting New Caledonia's natural environment, notably the "Zoneco" operation designed to map and evaluate marine resources within the economic zone of New Caledonia;

7. Acknowledges the close links between New Caledonia and the peoples of the South Pacific and the positive actions being taken by the French and provincial authorities to facilitate the further development of those links, including the development of closer relations with the member countries of the South Pacific Forum;

8. Welcomes, in particular, in this regard, continuing high-level visits to New Caledonia by delegations from countries of the Pacific region and high-level visits by delegations from New Caledonia to member countries of the South Pacific Forum;

9. Requests the Special Committee to continue the examination of this question at its next session and to report thereon to the General Assembly at its fifty-first session.

Notes

1/ The present chapter.

2/ See A/AC.109/1000, paras. 9-14.